Preserved

P 10 E

Pravard

App. F. IX-4

1929.

File No. 35-29

Previous References (V.P.)

Serial Nos. 1-2

Later References

General and Revenue Secretariat.

Serial Nos. Two

Part B for September 1929

SUBJECT

Grant of license for holding a mutton stall within the Bhadravati Iron works area, and its continuance in favour of the same person who held it last year or whether the right to sell mutton may be disposed of in auction.

8(2)

The D.C. Shimoga Dist

L. 2415 dated 28.9.29

States that the license may be continued to the same person year by year without any commitment.

GNV.
1/10/29

(1)

General and Revenue Secretariat | V.P File No. 35 | App. F. III—2] of 1929

Serial No.

Letter No. R. D. P. C 112/28-29 § 29. 8. 29 from the Dy Comr Shimoga Dist.

Solicits in the circumstances stated, orders whether the licence for holding a mutton stall within the Bhadravati Iron Works area could be continued in favour of the same person who held it last year or whether the right to sell mutton may be disposed of in auction.

Page 30 & 31 of V.P Manual

1) Under G. O. No. 4666-88/L.B. 26-26-137 § the 19th January 1927 sale of meat is considered as one of the offensive and dangerous trades, and for which a licence has to be taken by the vendor from the Village Panchayat concerned as required under Section 30 (1) of the Village Panchayat Regn.

2) In the present case of the mutton stall in situated within the Bhadravati Iron Works area, ~~a temporary~~ which is included in the Jannapur Village Panchayat, a temporary licence was granted to the mutton stall holder last year as directed by Govt.

3) The Dy Comr, Shimoga Dist, now ~~wishes~~ requests instructions whether the licence should be continued to the same person or whether it may be disposed of in auction.

4) Under para 3 of the G.O of the 19th Jan 1927 referred to above, Govt. Consider it unnecessary to renew the licence previously granted.

Note—Contn. Sheet

WD 01684—GPB—30,000—29-1-29

(2)

Serial No.

5) The Deputy Commissioner enquires whether a licens should be given in favour of the same person who carried on the business in the previous year. He observes that ~~if~~ the usual practice in the disposal of such leases is to sell the right in public auction so that there may be no undue preference shown to any one person. It is reported that the General Manager of the Iron Works considers that the license should be continued to the same person, but the Deputy Commissioner differs from him and solicits orders as to whether the right to sell mutton may be disposed of in auction.

4) It is not clear why the Deputy Commissioner has referred the matter for the orders of Government. Under the Village Panchayet Regulation every person who carries on the profession of selling mutton must take out a license. Under G.O.No.4666-88 L.B.26-26-137 dated, the 19th January 1927 renewal of licenses is not necessary and no fees are chargeable for licenses. The question of leasing the right to sell mutton by auction does not arise unless the shop in which the mutton is to be sold belongs to the Village Panchayet.

7) Perhaps the management of the Iron Works have provided free of cost ~~rent~~ the necessary place for the sale of mutton to a person in whom it has confidence. The Village Panchayet has to confine itself to the proper sanitation of the place and not interfere in matters ralating to the administration of the Iron Works.

11/9/27

The Deputy Commissioner may perhaps be called as to whether the trade is carried on in a private place or in a place belonging to the Panchayat ~~Board~~ ~~of Panchayat~~ Board

x Page 30. V.P Manual

WD 01684—GPB—30,000—20-1-28

Serial No.

apart for them for the purpose & he might be informed that if it is proved a private trader in a place not belonging to Municipality, then as a license has already been given to the man, he may request to be allowed to carry on the trade without requiring him to renew the license & permit one granted & subjecting him only to general control on the part of the Municipality as to inspection, sanitation & convenience of the place. & that if it is place belonging to the Municipality the Municipality may dispose of the right to conduct the trade at a rent monthly or yearly by private contract or by public auction.

Sd/ 27/1/29

9 It is seen from the linked file that the Irrigation works area is now within the limits of the Jammapuram M. P. and that the Irrigation authorities are protecting the conservancy of the M. P. within that area. Dep. Comm. has been asked to consult the Manager in regard to constituting this area into

WD 01684—GPB—30,000—20-4-29

General and Revenue Secretariat

1025

V. P. File No. 35

App. F. III—2] of 1929

Serial No.

a defunable S.P. or Municipality or its inclusion in the Madurai Municipal area. Till this question is finally settled it would be desirable to give a free hand to the authorities in the Iron Ware area to manage in the best interests of the men within that area. In such circumstances the Dep Com. may be asked to comply with the recommendation of the Manager ~~for~~. In the present case there is absolutely no inconvenience resulting from this compliance under the V. P. or D. B. Regn

Second Member 13/9

Yes.
The license may be continued to the same man year by year without any commitment.

24/9

OFFICE OF THE SECOND MEMBER OF COUNCIL
14 SEP. 1929
No. 7447

Note—Contn. Sheet

WD 01654—GPB—30,000—20-4-29

1025

[5

App. F. III—2]

General and Revenue Secretariat | V.P File No. 35 | of 1929

Serial No.	
	Draft is sent for approval. 24/9/29 27/9
2	Letter No. L 2415 S 28-9-29 to Dc, Shimoga Stating that the licence may be renewed to the same person year by year without any communications

SECTT.
L. & R. BRANCH.
30/9

WD 01684—GPB—30,000—20-4-29

(6

No. M.3.P.C. 112/28-29. Office of the Deputy Commissioner,
Shimoga District.
Shimoga. dated, the 29th August 1929.

From

B.T. Kesavaiengar, Esq., B.A.,
Deputy Commissioner,
Shimoga District.

GEN. & REV. SECTT.
2025
30 AUG. 1929
L. S. G. BRANCH

To

B. Narayanaswami Iyengar, Esq., B.A., B.L.,
General Secretary to Government,
Bangalore.

V.P 35-29-1

Sir,

Adverting to G.O. No. L. 8405/V.P. 73-28-4 dated 26-6-1929 directing the withdrawal of the prosecution instituted against the mutton vendor in the Works area of the Bhadravati Town, and the issue of a temporary license to the said vendor, I have the honor to state that the Amildar, Shimoga Taluk, was instructed to arrange for the immediate withdrawal of the prosecution, and to issue a temporary license also. The question now has arisen as to whether the temporary license should be continued in favour of the same person, who carried on the business in the Works area last year. The usual practice in the disposal of such leases is to sell the right in open auction so that there may be no undue preference shown to anyone person. The General Manager of the Iron Works to whom I put this aspect of the case states that the license should be continued to the same person for the reason that the employees get wholesome meat without being taxed unduly which would happen if the right to sell mutton is put up to auction. I do not think it is a correct inference that because right to vend mutton is sold in auction, there is no guarantee that wholesome meat would be sold. The license conditions require the sale of good and

and wholesome meat default of which would entail the cancellation of the license. As regards the employees being subjected to pay higher rates, this may or may not happen just so long as there is competition or not. Further it would not be a sufficient reason to over-ride the general rule that such rights should be sold in public auction. No special case has been made out as to why preference should be shown to one man and in one area when in all the other areas, such right is usually sold in auction. If the Works area is excluded from the operation of the District Board and Village Panchayet Regulations it would enable the District Board to establish their own mutton stall outside the Works area and regulate the sale of the article. I, therefore, solicit instructions as to whether the license should be continued in favour of the same person or whether the right to sell mutton may be disposed of in auction, A copy of the communication received from the General Manager is enclosed herein for favour of perusal.

I have the honor to be,

Sir,

Yourmost obedient servant,

Deputy Commissioner,

Shimoga District.

(8

D.O. dated 17th July 1929 from the General Manager, Mysore Iron Works, Bhadravati, to the Deputy Commissioner, Shimoga District.

****

I have just seen your letter No. M.3.P.C. 112/28-29 dated 7th July 1929 and Mr. Viraraja Urs' reply.

As directed by Government, the mutton stall keeper in the New Town area has already applied for a license which I believe has been granted. We are anxious that the inhabitants of the New Town should get wholesome meat and are not anxious to tax employees. The Works therefore feel that the arrangement now in force may kindly be continued.

*****

"C O P Y"

Deputy Commissioner,
Shimoga District.

Appendix F G—1

SUBJECT.....

.....

.....

Section V. P.

File No. 35-29

Serial No. 1

No. L2415

Diary No. of letter replied to..... 10252

General and Revenue Secretariat

(2-5-9)

the *192*

To

The Dy Comr, Shimoga Dist

Date of issue..... 28/9/29

Signed by..... for Secy

Sir,

With reference to your letter No. R.B. P.C. 112/28-29 dated 29th August-1929 on the subject of the instructions ~~in the matter of the~~ grant of the license for selling meat during the current year in the Sharavathi Power Works area ~~may be granted~~ to the same person to whom it was granted last year or whether the right ~~may be reserved for the auction~~, I am directed to state that the license may be continued to the

List of enclosures.....

Copied by.....

Examined by.....

over

(10)

Baines Main Year beg Year without
any Commitment.

I have to

BD 26/8
Earl Beg

Eds
24/9/29